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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on September 28, 2004

Date of Deposit

Trevor K. Copeland, Reg. No. 50,292

Name of applicant, assignee or
Registered Representative

Signature

28 SEP 2004

Date of Signature

Case No. 11867-20

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

CHARLES RAY ASHCRAFT et al.

Serial No.: 10/686,558

Filed: October 15, 2003

For: WRAPPING MATERIALS FOR
SMOKING ARTICLES

Attention: Manager,
Application Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn.: Mail Stop Missing Parts

Dear Sir:

In accordance with the Notice to File Missing Parts of Application Filing Date Granted dated September 17, 2004, a copy of which is attached, enclosed herewith for filing are the following documents:

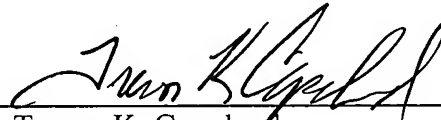


Fully executed Declaration for Patent Application for the above-referenced patent application.

- ☒ Applicant:
- ☐ claims small entity status. See 37 CFR1.27.
- ☒ is other than small entity
- ☒ Checks totaling \$1134.00 for:
- ☒ Filing Fee of \$770.00.
- ☒ Surcharge of \$130.00.
- ☒ Additional Claim Fees of \$234.00. (
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: _____.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: September 28, 2004


Trevor K. Copeland
Registration No. 50,292
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200



CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA, 22313-1450, on the below date:

Date: September 28, 2004 Name: Trevor K. CopelandSignature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: CHARLES RAY ASHCRAFT et al.Appln. No.: 10/686,558Filed: October 15, 2003For: WRAPPING MATERIALS FOR SMOKING
ARTICLESAttorney Docket No: 11867-20Examiner: To Be AssignedArt Unit: 1731

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Notice to File Missing Parts (in duplicate), copy of Notice to File Missing Parts of Nonprovisional Application, Declaration (2 pages, signed), check in the amount of \$1134.00 (for filing fee, late declaration fee, and additional claims fee).
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total	\$		Total	\$

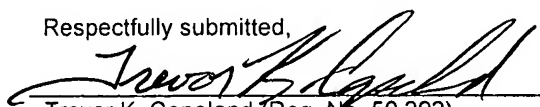
Fee payment:

- ☒ A check in the amount of \$1134.00 is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

28 SEPT 2004

Respectfully submitted,


Trevor K. Copeland (Reg. No. 50,292)



UNITED STATES PATENT AND TRADEMARK OFFICE

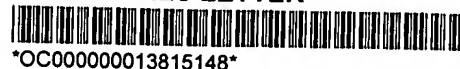
UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/686,558	10/15/2003	Charles Ray Ashcraft	11867/20

00757
 BRINKS HOFER GILSON & LIONE
 P.O. BOX 10395
 CHICAGO, IL 60610

CONFIRMATION NO. 3491

FORMALITIES LETTER



OC000000013815148

10/04/2004 HLE333 00000056 10686558

01 FC:1051 130.00 OP
 02 FC:1001 790.00 OP
 03 FC:1202 20.00 DA 214.00 OP

Date Mailed: 09/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

~~10/04/2004 HLE333 00000056 231925 10686558~~

~~01 FC:1051 130.00 OP~~
~~02 FC:1001 790.00 OP~~
~~03 FC:1202 20.00 DA 214.00 OP~~

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$234 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1134** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$234**
 - **\$234 for 13 total claims over 20.**

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE